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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

NORMAN BUETOW,

Defendant.

No. CR 09-01119 JW

STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE STATUS  
HEARING AND TO EXCLUDE TIME  
FROM FEBRUARY 11, 2010 THROUGH  
APRIL 5, 2010 FROM THE SPEEDY  
TRIAL ACT CALCULATION (18 U.S.C. §  
3161(h)(7)(A),(B))

On February 11, 2010, the parties appeared for an initial appearance and arraignment before the Court in the above-cited case. At that time, upon the recommendation of the government, the Court set the matter for a status hearing on April 5, 2010, to allow defense counsel a reasonable period of time to receive and review the ample discovery in this case. The parties stipulated to an exclusion of time under the Speedy Trial Act to allow counsel for defendant reasonable time for effective preparation.

The United States hereby submits this written request for an order finding that said time is excluded under the Speedy Trial Act, 18 U.S.C. § 3161, in that the ends of justice are served

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NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

1 by taking such action and outweigh the best interests of the public and defendant in a speedy  
2 trial. 18 U.S.C. § 3161(h)(7)(A). Further, the failure to grant such a continuance would  
3 unreasonably deny counsel for defendant the reasonable time necessary for effective preparation,  
4 taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

5  
6 DATED: February 17, 2010

JOSEPH P. RUSSONIELLO  
United States Attorney

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8 \_\_\_\_\_/s/  
EUMI L. CHOI  
9 Assistant United States Attorney

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11 \_\_\_\_\_/s/  
12 PAUL B. MELTZER, ESQ.  
Attorney for Defendant Norman Buetow  
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**ORDER**

1 Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY  
2 ORDERS that the time between February 11, 2010 through April 5, 2010 is excluded under the  
3 Speedy Trial Act, 18 U.S.C. § 3161. The Court finds that the ends of justice are served by taking  
4 such action and outweigh the best interests of the public and defendant in a speedy trial. 18  
5 U.S.C. § 3161(h)(7)(A). Further, the failure to grant such a continuance would unreasonably  
6 deny counsel for defendant the reasonable time necessary for effective preparation, taking into  
7 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court therefore  
8 concludes that this exclusion of time should be made under 18 U.S.C. § 3161(h)(7)(A) and  
9 (B)(iv).

10  
11 IT IS SO ORDERED.

12  
13 DATED: 2/22/10

  
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HOWARD. R. LLOYD  
UNITED STATES MAGISTRATE JUDGE